IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE, CIVIL JURISDICTION

WRIT PETITION NO.1234 OF 2004
WITH
CIVIL APPLICATION NO.2332 OF 2005

Bhavika Vidya Prasarak Mandal & Anr.....Petitioners

Vs.

The State of Maharashtra & Anr...Respondents

Mr.C.N.Chavan with Mr. C.K. Thomas i/b. M/s.C.K. Thomas & Associates for the Petitioners

Mr. A.A.Kumbhakoni, Associate Advocate General with Mr. P. Kehmani, AGP for Respondent No.1.

Mr. R.A. Rodrigues with Mr. R.V. Phadnis for respondent No.2.

CORAM: F.I. REBELLO &
DR. D.Y. CHANDRACHUD,JJ.
DATE : 28th September, 2005

P.C.:

. Rule. Respondents waive service. Heard forthwith.

2. During the pendency of the petition the petitioner has been granted approval to start B.Ed. college commencing from the academic year 2005-2006. It is in these circumstances that the petitioner has taken out the Civil Application.

3. The issues which arise in this petition are same or similar which arose in Writ Petition No.4769 of 2005. For the reasons set out while disposing of Writ Petition No.4769 of 2005 the reliefs granted therein can also be granted in so far as this petition is concerned. In the light of that the

petition disposed of in the following terms:-

4. The Director of Higher Education, Government of Maharashtra to forthwith include the name of the petitioner institute in the list of Central Admission process for the year 2005-2006 B.Ed. Course consequent to the petitioner being allowed to start B.Ed. College. The University considering Section 14(6) of the National Council for Teaching Education Act, 1993 to grant first time affiliation to the petitioner college to enable the College to admit students. That affiliation would be subject to the petitioner College fulfilling the requirements as required by the University to grant first time affiliation in terms of the University Act, Rules and Statute to the extent that has to be complied with. It is made clear that those who have been admitted pursuant to the Central Admission Process, are not eligible to apply against the seats now available and admissions already done will not be interfered with and the new seats will be filled in from amongst the candidates still on the merit list, by conducting a special round of admission.

5. Rule made absolute to that extent accordingly.

Civil Application also stands disposed of.

(F.I.REBELLO, J.)

(DR. D.Y. CHANDRACHUD, J.)